

IN THE UNITED STATES COURT OF APPEALS  
FOR THE EIGHTH CIRCUIT

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No. 22-2909

UNITED STATES OF AMERICA,

Plaintiff-Appellant

v.

J. ALEXANDER KUENG,

Defendant-Appellee

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ON APPEAL FROM THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MINNESOTA

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UNITED STATES' MOTION FOR VOLUNTARY  
DISMISSAL OF CROSS-APPEAL

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Pursuant to Federal Rule of Appellate Procedure 42(b), the United States respectfully moves this Court to dismiss its appeal of the sentence imposed by the district court against defendant J. Alexander Kueng on July 27, 2022.

Undersigned counsel has informed opposing counsel of the United States' intention to file this motion.

Respectfully submitted,

KRISTEN CLARKE

Assistant Attorney General

s/ Elizabeth P. Hecker

TOVAH R. CALDERON

ELIZABETH P. HECKER

Attorneys

Department of Justice

Civil Rights Division

Appellate Section

Ben Franklin Station

P.O. Box 14403

Washington, D.C. 20044-4403

(202) 616-5550

## **CERTIFICATE OF COMPLIANCE**

I certify that the attached UNITED STATES' MOTION FOR  
VOLUNTARY DISMISSAL OF CROSS-APPEAL:

(1) complies with the type-volume limitation in Federal Rule of Appellate  
Procedure 27(d)(2)(A) because it contains 53 words; and

(2) complies with the typeface requirements of Federal Rule of Appellate  
Procedure 32(a)(5) and the type-style requirements of Federal Rule of  
Appellate Procedure 32(a)(6) because it has been prepared in a proportionally  
spaced typeface using Word 2019, in 14-point Times New Roman font.

s/ Elizabeth P. Hecker  
ELIZABETH P. HECKER  
Attorney

Date: January 10, 2023

## **CERTIFICATE OF SERVICE**

I hereby certify that on January 10, 2023, I electronically filed the foregoing UNITED STATES' MOTION FOR VOLUNTARY DISMISSAL OF CROSS-APPEAL with the Clerk of the Court for the United States Court of Appeals for the Eighth Circuit using the appellate CM/ECF system.

I further certify that all parties are CM/ECF registered, and service will be accomplished by the appellate CM/ECF system.

s/ Elizabeth P. Hecker  
ELIZABETH P. HECKER  
Attorney